

Subject: January 2003 Unified Program Newsletter
To: All Unified Program Agencies and Interested Parties

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State Water Resources Control Board

Enhanced Leak Detection (ELD) Notification

One of the provisions of AB 2481 requires the SWRCB to notify owners and operators of all USTs within 1000 feet of a public water supply well that they have to perform enhanced leak detection (ELD). The notifications must be mailed by June 1, 2003, and one-time ELD testing for double-walled UST facilities that are subject to the requirement must be completed by January 1, 2005. It may sound like a long time in the future, but keep in mind what we just went through with the secondary containment testing deadline!

The 4th and last group of counties, whose UST owners and operators have not yet been notified of the SB 989 requirement for triennial ELD testing at single-walled UST facilities, is also the first group to be covered by the new AB 2481 requirement for one-time ELD testing at UST facilities with secondary containment. These counties are: Del Norte, Siskiyou, Humboldt, Mendocino, Tehama, Glenn, Butte, Lake, Sonoma, Napa, Yolo, Yuba, Placer, Calaveras, Tuolumne, Fresno, Kings, Tulare, Marin, Modoc, Trinity, Shasta, Lassen, Plumas, Sierra, Colusa, Sutter, Nevada, Amador, Alpine, Mono, Mariposa, and Inyo counties.

Over 75% of the requests for reconsideration that we have received to date relate to out-of-date UST information. It will save CUPAs/PAs, UST facility owners or operators, and SWRCB staff a great deal of time and effort if the 2003 notifications that we mail contain current UST owner, operator, and tank detailed information.

Technical Support

The UST leak prevention and UST enforcement provisions of AB 2481 are summarized in the following document: http://www.swrcb.ca.gov/cwphome/ust/legal/Ab2481_table_final.pdf

UST Inspection Compliance Training

While SWRCB staff attendance at the CUPA conference will be curtailed due to budget constraints, Laura Chaddock still has room in her Inspection Compliance workshop on February 3. Please sign up if you haven't taken this informative class, which will include an explanation of the AB 2481 summary mentioned above.

SWRCB Reorganization

Effective January 1, 2003, the SWRCB has undergone an internal reorganization. All regulatory programs are in the Division of Water Quality (DWQ) and all financial assistance programs are in the new Division of Financial Assistance (DFA). The Division of Clean Water Programs no longer exists. The UST Section is now in DWQ, and the UST Cleanup Fund Section is in DFA.

Department of Toxic Substances Control

Security Enhancements for Hazardous Waste Handling and Transportation

A new DTSC fact sheet summarizes new security requirements established by recent legislation. It also includes general security guidelines prepared by the California Highway Patrol. The fact sheet will be mailed to all transporters; it should be read by all regulators, generators, and transporters. The fact sheet has also been posted on DTSC's website at:

http://www.dtsc.ca.gov/HazardousWaste/HWMP_FS_Security.pdf

Please distribute this fact sheet to all CUPA staff and pass on the information to generators.

Senate Bill 1257 (Murray) requires generators to verify that their transporter's driver possesses the correct class of driver's license and a hazardous materials endorsement before relinquishing their waste. It also requires transporters to lock their trucks when transporting hazardous waste or materials. Locks are not required for tanks and flat-bed trucks. When placards must be displayed under federal US DOT regulations, then the vehicle must also have two-way communications available. This bill took effect on January 1, 2003.

Senate Bill 489 (Romano) requires DTSC to adopt a regulatory list of "hazardous wastes of concern" and imposes reporting and disclosure statement requirements on facilities and transporters handling these wastes. The bill sets a July 1, 2003 date for the adoption of these regulations. Copies of both bills are available at www.leginfo.ca.gov.

If you find transporter violations of these provisions, please notify the DTSC Complaint line at 800-69-TOXIC or the California Highway Patrol. The contact person for questions is Ann Carberry at (916) 255-3660 or acarberr@dtsc.ca.gov.

Cal/EPA

Conference Scholarships

A limited number of scholarships for enforcement staff are available from Cal/EPA. Those requesting scholarship assistance should send a request to Lisa Brown, Cal EPA (lbrown@calepa.ca.gov) as soon as possible but no later than January 17. Requests should include name, title, job duties (with an explanation of enforcement duties), why attending the conference would assist in your job performance and whether full or partial scholarship is needed.

Newsletter Distribution

Beginning next month the newsletter will be located on the Unified Program website. In lieu of the traditional newsletter text and attachments, a newsletter notification will be distributed that will include a summary of newsletter contents and link to the website. The new distribution method will allow people to subscribe and unsubscribe (in the event of personnel changes) and will allow us to maintain an online archive of previously distributed newsletters.